

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 4225 of 1988

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.SHAH

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1. Whether Reporters of Local Papers may be allowed : NO  
to see the judgements?

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy : NO  
of the judgement?

4. Whether this case involves a substantial question : NO  
of law as to the interpretation of the Constitution  
of India, 1950 of any Order made thereunder?

5. Whether it is to be circulated to the Civil Judge? : NO

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STARPAYAL N IYER

Versus

GUJARAT UNIVERSITY

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Appearance:

PARTY-IN-PERSON for Petitioner  
NOTICE SERVED for Respondent No. 1, 2, 3

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CORAM : MR.JUSTICE M.S.SHAH

Date of decision: 11/02/2000

ORAL JUDGEMENT

In this petition under Article 226 of the Constitution, the petitioner who had appeared at the S.Y. B.A. examination conducted by the Gujarat University has prayed for a direction to the respondent University to reassess the petitioner's answer books in papers I and II of Special English at the F.Y. B.A. examination held by the respondent University in the year 1987 (Seat No. 2683

from Patan Centre).

2. As per the settled legal position, a student appearing at an academic examination has no right to get his answer books reassessed. Nothing is pointed out to show as to on what basis the petitioner has claimed such a right. As far as prayer (B) for verification of marks is concerned, the reply dated 8.9.1987 (Annexure "B" to the petition) from the University clearly indicates that the petitioner's answer books in the aforesaid subjects were examined for the purpose of verification of marks and it was found that no answer was left unassessed and that the marks given in the answer books are correctly reflected in the mark-sheet.

3. In view of the above, there is no merit in this petition and, therefore, the petition is dismissed.

Rule is discharged. There shall be no order as to costs.

February 11, 2000 (M.S. Shah, J.)  
sundar/-